



ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OECA-2011-0228; FRL – 9940-71-OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NSPS for Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced after May 14, 2007 (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency has submitted an information collection request (ICR), “NSPS for Petroleum Refineries for which Construction, Reconstruction, or Modification Commenced after May 14, 2007 (40 CFR Part 60, Subpart Ja) (Renewal)” (EPA ICR No. 2263.05, OMB Control No. 2060-0602) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). This is a proposed extension of the ICR, which is currently approved through December 31, 2015. Public comments were previously requested via the *Federal Register* (80 FR 32116) on June 5, 2015 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An Agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before [INSERT DATE 30 DAYS AFTER PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Submit your comments, referencing Docket ID Number EPA-HQ-OECA-2011-0228, to (1) EPA online using www.regulations.gov (our preferred method), by email to docket.oeca@epa.gov, or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave., NW, Washington, DC 20460, and (2) OMB via email to oira_submission@omb.eop.gov. Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave., NW, Washington, DC 20460; telephone number: (202) 564-2970; fax number: (202) 564-0050; email address: yellin.patrick@epa.gov.

SUPPLEMENTARY INFORMATION: Supporting documents which explain in detail the information that the EPA will be collecting are available in the public docket for this ICR. The docket can be viewed online at www.regulations.gov or in person at the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW, Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit <http://www.epa.gov/dockets>.

Abstract: Owners and operators of affected facilities are required to comply with reporting and record keeping requirements for the general provisions of 40 CFR Part 60, Subpart A, as well as the specific requirements at 40 CFR Part 60, Subpart Ja. This includes submitting initial notifications, performance tests and periodic reports and results, and maintaining records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These reports are used by EPA to determine compliance with the standards.

Form Numbers: None.

Respondents/affected entities: Petroleum refineries constructed, reconstructed, or modified after May 14, 2007.

Respondent's obligation to respond: Mandatory (40 CFR Part 60, Subpart Ja).

Estimated number of respondents: 150 (total).

Frequency of response: Initially and semiannually.

Total estimated burden: 64,300 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: \$22,100,000 (per year), includes \$15,700,000 annualized capital and/or operation & maintenance costs.

Changes in the Estimates: There is an adjustment decrease in the number of responses, capital costs, and O&M costs as currently identified in the OMB Inventory of Approved Burdens. This decrease is not due to any program changes. The change in the burden and cost estimates for the renewal of this ICR occurred because we assumed that all refineries are now in full compliance with the rule initial flare compliance requirements since the standard has been in effect for more than three years. The active ICR reflects those burdens and costs associated with the initial activities for refineries that included purchasing monitoring equipment, conducting performance test(s) and establishing recordkeeping systems. This ICR renewal addresses the burden and costs for existing refineries to comply with the ongoing compliance requirements, including continuously monitoring of pollutants and the submission of semiannual reports.

There is an increase in the respondent labor hours since we assumed all respondents are now required to comply with the flare ongoing rule requirements each year compared to one third per year in the active ICR. In addition, the labor burden calculation in the renewal includes additional hours associated with managerial and clerical work since the active ICR did not break down these types of labor costs, which also contribute to labor burden increase.

Courtney Kerwin, Acting Director, Collection Strategies Division.

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